

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

NICHOLAS SALLADINO  
Plaintiff

v.

CAROLYN W. COLVIN,  
Acting Commissioner of the  
Social Security Administration,  
Defendant

CIVIL ACTION

FILED

NO. 13-3584

FEB - 2 2015

RECEIVED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

ORDER

AND NOW, this <sup>nd</sup> 2 day of February, 2014, after careful review and independent consideration of the Plaintiff's motion for summary judgment and brief in support, Defendant's response and review of the Report and Recommendation of Carol Sandra Moore Wells, Chief United States Magistrate Judge, it is hereby ORDERED that:

- (1) The Report and Recommendation is APPROVED and ADOPTED;
- (2) The Plaintiff's Request for Review is GRANTED in part and DENIED in part;
- (3) The matter be REMANDED to the Commissioner of Social Security Administration to allow the Administrative Law Judge (ALJ) to conduct additional proceedings consistent with the Report and Recommendation. On remand, the ALJ shall: (a) submit Plaintiff for IQ testing to assess his mental acuity; (b) reconsider Plaintiff's mental impairments to determine whether he meets a Listing, specifically Listing 12.05; (c) reassess Plaintiff's residual functional capacity, considering all of his mental and physical limitations; and (d) if necessary, pose hypothetical questions to the vocational expert which take into account all of Plaintiff's credible limitations.

It be so ORDERED.

  
EDUARDO C. ROBRENO, J.